

Tanya E. Moore, SBN 206683
MOORE LAW FIRM, P.C.
300 South First Street, Suite 342
San Jose, California 95113
Telephone: (408) 298-2000
Facsimile: (408) 298-6046
Emails: tanya@moorelawfirm.com;
service@moorelawfirm.com

Attorney for Plaintiff,
Darren Gilbert

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

DARREN GILBERT,

Plaintiff,

vs.

XIPING ZHAO dba PACIFIC MARKET, et
al.;

Defendants.

No. 1:22-cv-00320-JLT-BAM

**STIPULATION FOR CONTINUANCE OF
MANDATORY SCHEDULING
CONFERENCE; [PROPOSED] ORDER**

Date: June 21, 2022

Time: 9:00 a.m.

Courtroom: 8

Magistrate Judge Barbara A. McAuliffe

WHEREAS, a Mandatory Scheduling Conference is currently scheduled in this matter for June 21, 2022 at 9:00 a.m. (Dkt. 3);

WHEREAS, Plaintiff Darren Gilbert (“Plaintiff”), and Defendants, Xiping Zhao dba Pacific Market, Gui Shuang Zhu dba Pacific Market, and Chet Cummins (collectively “Defendants,” and together with Plaintiff, “the Parties”), are engaging in good faith settlement discussions;

WHEREAS, Plaintiff has duly noticed an inspection of the subject property which will take place on June 22, 2022, and after receiving his Certified Access Specialist consultant’s written findings from the inspection, will make a barrier removal proposal to Defendants for the purpose of resolving his claims for injunctive relief;

STIPULATION FOR CONTINUANCE OF MANDATORY SCHEDULING CONFERENCE;
[PROPOSED] ORDER

1 **WHEREAS**, the Parties wish to conserve time and resources which would otherwise be
2 spent preparing for and attending the scheduling conference, and instead focus their resources
3 toward settlement;

4 **NOW, THEREFORE**, the Parties, by and through their respective counsel, stipulate to
5 a continuance of the Mandatory Scheduling Conference currently set for June 21, 2022 to a date
6 at the Court's convenience on or after August 22, 2022.

7
8 Dated: June 14, 2022

MOORE LAW FIRM, P.C.

9
10 /s/ Tanya E. Moore

11 Tanya E. Moore
12 Attorney for Plaintiff,
Darren Gilbert

13 Dated: June 14, 2022

BORTON PETRINI, LLP

14
15 /s/ Sarah A. Ornelas

16 Sarah A. Ornelas
17 Attorneys for Defendants,
Xiping Zhao dba Pacific Market, Gui
18 Shuang Zhu dba Pacific Market, and Chet
Cummins

19
20 **ORDER**

21 The parties having so stipulated and good cause appearing,

22 IT IS HEREBY ORDERED that the Mandatory Scheduling Conference currently set for
23 June 21, 2022 is continued to **August 30, 2022, at 9:30 AM in Courtroom 8 (BAM)** before
24 Magistrate Judge Barbara A. McAuliffe. The parties are to file their Joint Scheduling Report no
25 later than seven days prior to the Mandatory Scheduling Conference.

26 The parties shall appear at the conference remotely with each party connecting either via
27 Zoom video conference or Zoom telephone number. The parties will be provided with the
28 Zoom ID and password by the Courtroom Deputy prior to the conference. The Zoom ID
number and password are confidential and are not to be shared. Appropriate court attire

STIPULATION FOR CONTINUANCE OF MANDATORY SCHEDULING CONFERENCE;

[PROPOSED] ORDER

1 required. If the parties file a notice of settlement or other dispositional documents prior to the
2 conference, then the conference will be vacated.

3
4 IT IS SO ORDERED.

5 Dated: June 15, 2022

6 /s/ Barbara A. McAuliffe
7 UNITED STATES MAGISTRATE JUDGE
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STIPULATION FOR CONTINUANCE OF MANDATORY SCHEDULING CONFERENCE;
[PROPOSED] ORDER